

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants	:	O'Donnell et al.)	Examiner:
Serial No.	:	10/671,403)	R. Hutson
Cnfrm. No.	:	7973)	Art Unit:
)	1652
Filed	:	September 25, 2003)	
For	:	NUCLEIC ACID ENCODING BACILLUS)	
		STEAROTHERMOPHILUS DELTA)	
		POLYMERASE SUBUNIT)	

NOTICE OF APPEAL
AND
REQUEST FOR THREE-MONTH EXTENSION OF TIME

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Primary Examiner's decision dated November 20, 2006, finally rejecting claims 1, 2, and 6-16. Although claim 20 is identified as allowed on the summary sheet, it is listed as rejected on page 2 of the office action. To the extent the rejection is *not* a typographical error, then the rejection of claim 20 is also appealed.

Applicants hereby request an extension of time of three months from the due date of February 20, 2007.

Please charge the \$500 appeal fee and the \$1,020 extension of time fee to Deposit Account No. 14-1138. Any additional fees or any overpayment can be charged/credited to Deposit Account No. 14-1138.

Respectfully submitted,

Dated: May 20, 2007

/Edwin V. Merkel/
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